



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Ref.: 882-24

SOUDERS et al

Group: 3711

Serial No. 10/720,693

Examiner: UNKNOWN

Filed: November 25, 2003

For: BALL BATS AND METHODS OF MAKING THE  
SAME

\* \* \* \* \*

March 17, 2004

Assistant Commissioner for Patents  
Washington, DC 20231

RECEIVED  
MAR 23 2004  
TECHNOLOGY CENTER H3700

**SUBMISSION OF EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY  
AND EXCLUSIVE PROSECUTION HEREAFTER BY ASSIGNEE  
UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

Sir:

Enclosed herewith is the Exclusive Substitute Power Of Attorney And Exclusive Prosecution Hereafter By Assignee Under 37 C.F.R. §§ 1.36, 3.71 and 3.73 for the above-identified application.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: 

Bryan H. Davidson

Reg. No. 30,251

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**EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY  
AND EXCLUSIVE PROSECUTION HEREAFTER BY  
ASSIGNEE UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

RECEIVED  
MAR 23 2004  
TECHNOLOGY CENTER RS700

Honor Life, Inc., being the owner of all right, title and interest in the above-identified patent application, hereby revokes all previous powers of attorney in this case, if any, and hereby appoints the attorneys of **Customer Number 23117** individually and collectively its attorneys to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith, and with the resulting patent.

Honor Life, Inc. also authorizes Nixon & Vanderhye to act and rely solely on instructions communicated from the person, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner.

**Certificate Under 37 C.F.R. §3.73(b)**

Honor Life, Inc., a corporation having a place of business at 955 Park Center Drive, Vista, California 92081 states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors to the aforesaid



assignee, a copy of the assignment being attached and/or recorded at the United States Patent

Office on            at reel            , frame            .

The undersigned (whose title is typed below) is empowered to sign this statement on  
behalf of Honor Life, Inc..

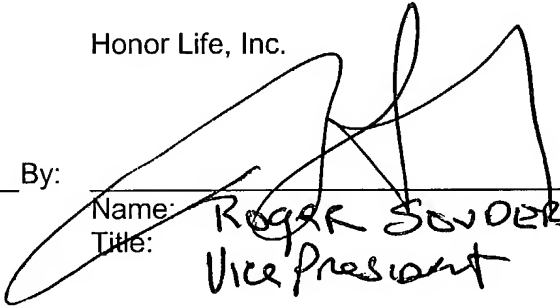
Honor Life, Inc.

MARCH 9, 2004  
Date

By:

Name:

Title:

  
ROGER SOUDERS  
Vice President



COPY

882-24

ASSIGNMENT

WHEREAS, Roger SOUDERS and Randy WILLIS, (hereinafter ASSIGNORS) of 636 Via Del Campo, San Marcos, California 92078; and 2101 Walnut Lane, Vista, California 92084, respectively, have invented a certain improvement in BALL BATS AND METHODS OF MAKING THE SAME for which a so-entitled application for Letters Patent of the United States was filed in the United States Patent and Trademark Office on November 25, 2003 under Serial No. \_\_\_\_\_;

WHEREAS, Honor Life, Inc. (hereinafter ASSIGNEE), a corporation of the State of California, having an office and place of business at 955 Park Center Drive, Vista, California 92081 is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the said ASSIGNORS by these presents hereby sell, assign, and transfer unto the said ASSIGNEE, its successors, assigns, and legal representatives, the full and exclusive right to the said invention in the United States and all foreign countries, as described in the aforesaid application, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres, and hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE, for its interest as ASSIGNEE, for the sole use and behoof of ASSIGNEE, its successors, assigns, and legal representatives. It is understood and agreed that ASSIGNEE'S attorneys, Nixon & Vanderhye P.C., have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention.

And, ASSIGNORS hereby agree to transfer a like interest upon request of said ASSIGNEE, its successors, assigns, and legal representatives, and without further remuneration, in and to any improvements, and applications for patents based thereon, growing out of or related to the said invention; and to execute any papers by ASSIGNEE, its successors, assigns, and legal representatives, deemed essential to ASSIGNEE'S full protection and title in and to the invention hereby transferred.

Agreeing, further, upon request of ASSIGNEE, and without further remuneration, to execute any and all papers desired by ASSIGNEE, for the filing and granting of foreign applications and the perfecting of title thereto in ASSIGNEE.

The undersigned hereby grant(s) the firm of NIXON & VANDERHYE P.C. the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document. It is understood and agreed that



ASSIGNEE'S attorneys Nixon & Vanderhye P.C. have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention.

AGREED and executed as noted below:

12-3-03  
Date

Witnessed by:

Monica Perez  
Name: MONICA PEREZ

Witnessed by:

Name: \_\_\_\_\_

12-3-03  
Date

Witnessed by:

Monica Perez  
Name: MONICA PEREZ

Witnessed by:

Name: \_\_\_\_\_

[Signature]  
Roger SOUDERS  
12-4-03  
Date:

[Signature]  
Randy WILLIS  
Date:

12-4-03  
Date:

Date: \_\_\_\_\_